

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

AUDREY MARINA CUMMINGS,)	Case No.: 1:20-cv-1352 JLT HBK
)	
Plaintiff,)	ORDER REMANDING THE MATTER
)	PURSUANT TO SENTENCE FOUR OF 42 U.S.C.
v.)	§ 405(g)
)	
KILOLO KIJAKAZI ¹)	ORDER DIRECTING ENTRY OF JUDGMENT
Acting Commissioner of Social Security,)	IN FAVOR OF PLAINTIFF AUDREY MARINA
)	CUMMINGS AND AGAINST DEFENDANT
Defendant.)	KILOLO KIJAKAZI, ACTING COMMISSIONER
)	OF SOCIAL SECURITY

Audrey Marina Cummings and Kilolo Kijakazi, Acting Commissioner of Social Security, stipulated to a voluntary remand for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g) on March 21, 2022. (Doc. 31.) Pursuant to the terms of the stipulation, the matter shall be remanded for an ALJ issue a new decision. (Doc. 31 at 1.) In addition, the parties agree “the Commissioner will further develop the record as necessary.” (*Id.*) Further, the parties stipulated judgment shall be entered in favor of Plaintiff and against the Defendant, reversing the final decision of the Commissioner. (*Id.*)

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¹ The action was originally filed against Andrew Saul in his capacity as the Commissioner of Social Security. (See Doc. 1 at 1.) The Court has substituted Kilolo Kijakazi, who has since been appointed the Acting Commissioner of Social Security, as the defendant. See Fed. R. Civ. P. 25(d).

1 Based upon the terms of the stipulation, the Court **ORDERS**:

- 2 1. The matter is **REMANDED** for further administrative proceedings under sentence four
3 of 42 U.S.C. § 405(g);
- 4 2. Plaintiff's opening brief (Doc. 28) is terminated as **MOOT**; and
- 5 3. The Clerk of Court is **DIRECTED** to enter judgment in favor of Plaintiff Audrey Marina
6 Cummings and against Defendant Kilolo Kijakazi, the Acting Commissioner of Social
7 Security.

8

9 IT IS SO ORDERED.

10 Dated: **May 20, 2022**


UNITED STATES DISTRICT JUDGE